

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

EQUILIBRE BIOPHARMACEUTICALS CORP.,

Debtor.

Chapter 7

Case No. 23-12099 (PB)

GREGORY M. MESSER, Solely in His Capacity as
Chapter 7 Trustee of the Estate of Equilibre
Biopharmaceuticals Corp.,

Adv. Proc. No. 25-01087 (PB)

Plaintiff,

v.

SAMUEL WAKSAL, individually, as the former
Chairperson, Chief Executive Officer, and President of
Equilibre Biopharmaceuticals Corp. Chairperson, and
Chief Executive Officer and President of Graviton
Bioscience Corporation, Graviton Bioscience Holding
Corporation, Graviton US Corp. (USA), and Graviton
Bioscience B.V., FRANCOIS MAISONROUGE, RUI
WU, PETER SIMON, GRAVITON BIOSCIENCE
CORPORATION, GRAVITON BIOSCIENCE
HOLDING CORPORATION, GRAVITON US CORP.
(USA), GRAVITON BIOSCIENCE B.V., BIHUA
CHEN,

Civil No. 25-CV-5486 (DEH)

Defendants.

**RESPONSE OF DEFENDANTS MAISONROUGE AND SIMON
TO MOTION TO WITHDRAW THE REFERENCE**

Defendants Francois Maisonrouge and Peter Simon respectfully submit this response to the June 23, 2025 motion to withdraw the reference of the adversary proceeding from the Bankruptcy Court to the United States District Court for the Southern District of New York, filed by Defendants Samuel Waksal, Rui Wu, Graviton Bioscience Corporation, Graviton Bioscience Holding Corporation, Graviton US Corp. (USA), Graviton Bioscience B.V., and Bihua Chen. Defendants Maisonrouge and Simon take no position with respect to the pending motion.

Dated: New York, New York
July 16, 2025

HERBERT SMITH FREEHILLS KRAMER (US)
LLP

/s/ Paul H. Schoeman

Paul H. Schoeman

Jonathan M. Wagner

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